

Danner, Ward

From: Jennifer DENICOLA <jd18@me.com>
Sent: Tuesday, June 17, 2014 4:55 PM
To: Armann, Steve; Scott, Jeff; Huetteman, Tom
Subject: Fwd: EPA Site Visit - Friday, June 20

Follow Up Flag: Follow up
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Categories: Green Category

Steve: This is not the agenda I was sent by Tom 2 weeks ago. We were the ones requesting this meeting and I am surprised that we were not kept in the loop on the agenda and that you have reduced the time spent with Malibu unites.

I have already sent out emails to teachers and community members regarding the times given to me 2 weeks ago.

Jennifer deNicola
Malibu Unites
www.MalibuUnites.com
Sign Our Petition to Remove Toxicants from Schools
<http://goo.gl/sKR30F>

Begin forwarded message:

From: Seth Jacobson <seth@jcipr.com>
Date: June 17, 2014 at 3:15:28 PM PDT
To: Jennifer DENICOLA <jd18@me.com>
Cc: "Lyon, Sandra" <slyon@smmusd.org>, "Wahrenbrock, Sarah" <swahrenbrock@smmusd.org>, Lisa Lambert <llambert@smmusd.org>, "Levy, Nancy" <nlevy@smmusd.org>, "Lieberman, Laurie" <llieberman@smmusd.org>, "Maez, Jan" <jmaez@smmusd.org>, "jblock@smmusd.org" <jblock@smmusd.org>, "Herkner, Pamela" <pherkner@smmusd.org>, "Pieper, Yalile" <ypieper@smmusd.org>, "michaelrichardjacobson@gmail.com" <michaelrichardjacobson@gmail.com>, "heatherla@me.com" <heatherla@me.com>, Soniya Perl <soniya.perl@yahoo.com>, "jsibert@malibucity.org" <jsibert@malibucity.org>, Eli Craig <elicraig@yahoo.com>, "fredrubin39@gmail.com" <fredrubin39@gmail.com>, "elaine@erwdesign.com" <elaine@erwdesign.com>, "Doug Daugherty" <ddaugherty@Environcorp.com>, "Carol Serlin" <cserlin@environcorp.com>, Laura and Walter Rosenthal <drlaurazr@gmail.com>
Subject: Re: EPA Site Visit - Friday, June 20

Task Force members. The EPA is coming to MHS to do a site visit (Tour at 11:30am- Meeting 12:15pm) and it may be instructive to have members of the site council and task force attend the "public" portion of the tour. See the email below that outlines the agenda for the meeting. If you are available you should try to attend.

Regards.

Seth Jacobson

Seth, I think it is appropriate to show up for the tour and the first meeting.

Steven S. Armann, Manager

-----Original Message-----

On Jun 17, 2014, at 11:59 AM, "Armann, Steve"
<Armann.Steve@epa.gov> wrote:

Seth, the schedule may change. Right now we plan the following on Friday, June 20th:

Meeting with Superintendent and Board members at 11:15 - 11:30

11:30-12:15 Tour of MHS

12:15-12:45 Meeting in room 104 with everyone

12:45 to 1:15 pm - Meeting with Malibu Unites

Steven S. Armann, Manager
Corrective Action Office (LND-4-1)
USEPA Region 9
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Email: armann.steve@epa.gov

From: Jennifer DENICOLA <jd18@me.com>

Date: Tue, 17 Jun 2014 12:28:53 -0700

To: Seth Jacobson <seth@jcipr.com>

Cc: Sandra Lyons <slyon@smmusd.org>, "Wahrenbrock, Sarah" <swahrenbrock@smmusd.org>, Lisa Lambert <llambert@smmusd.org>, "Levy, Nancy" <nlevy@smmusd.org>, "Lieberman, Laurie" <llieberman@smmusd.org>, Jan Maez <jmaez@smmusd.org>, Jerry Block <jblock@smmusd.org>, "Herkner, Pamela" <pherkner@smmusd.org>, "Pieper, Yalile" <ypieper@smmusd.org>, "michaelrichardjacobson@gmail.com" <michaelrichardjacobson@gmail.com>, Heather Anderson <heatherla@me.com>, Soniya Perl <soniya.perl@yahoo.com>, John Sibert <jsibert@malibucity.org>, Eli

Craig <elicraig@yahoo.com>, Fred Rubin <fredrubin39@gmail.com>, Elaine Rene-Weissman <elaine@erwdesign.com>, "Doug Daugherty (ddaugherty@Environcorp.com)" <ddaugherty@Environcorp.com>, Carol Serlin <cserlin@environcorp.com>, Laura Rosenthal <drilaurazr@gmail.com>

Subject: Re: EPA Letter & MHS/Cabrillo Summer Schedule (EX)

Dear Task Force:

FYI:

While doing the research, I noticed this: SMMUSD removed some light PCB light ballasts from MHS, JC, Webster, etc in Dec 2013 and Jan 2014. I believe we were all told that all light ballasts had been removed in the early 2000's.

Yesterday, when I saw Jan Maez, to find out who inspected this and who removed these. She said she would find out and get back to me.

look at page 2-8

[http://www.envirostor.dtsc.ca.gov/public/community_involvement/4601285636/Malibu Draft PEA Workplan 4 \(App G - K\).pdf](http://www.envirostor.dtsc.ca.gov/public/community_involvement/4601285636/Malibu_Draft_PEA_Workplan_4_(App_G_-_K).pdf)

On Jun 16, 2014, at 6:08 PM, Seth Jacobson <seth@jcipr.com> wrote:

?Sandy;

Thank you for this clarification. As someone that has worked in this area of working with consultants and federal and state agencies, it is a long and arduous process. I am hopeful that ENVIRON will correct it's original plan, and move aggressively to start the outlined EPA recommended cleaning, testing and re-mediation. And that the community will understand that in fact we all have the best interests of all the children in mind, and that no one in our community, nor do I believe anyone on your staff or on the board would willingly put our teachers, kids or staff at risk. We need to let the process proceed so we can get answer and do the right thing for Malibu.

Seth

Seth Jacobson

seth@jcipr.com

310-310-2616.o

310-592-3900.c

310-496-1335.f

202-670-2003.dc office

From: Lyon, Sandra
Sent: Monday, June 16, 2014 5:06 PM
To: Jennifer DENICOLA; Wahrenbrock, Sarah
Cc: Lambert, Lisa; Levy, Nancy; Lieberman, Laurie; Maez, Jan; Block, Jerry; Herkner, Pamela; Pieper, Yalile; michaelrichardjacobson@gmail.com; Seth Jacobson; heatherla@me.com; Soniya Perl; jsibert@malibucity.org; Eli Craig; fredrubin39@gmail.com; elaine@erwdesign.com; Doug Daugherty (ddaugherty@Environcorp.com); cserlin@environcorp.com
Subject: RE: EPA Letter & MHS/Cabrillo Summer Schedule

Dear Jennifer,

Thank you for the email to me dated June 12, 2014. Your email to me, as well as one sent to the board of education, had some inaccuracies that we wanted to address. In an effort to fully clarify where we are with the draft plan and our current work at MHS and JCE, I asked Doug Daugherty to draft a detailed response, which is attached. As always, we will push this communication out to the rest of our communication circles for further clarification.

I hope you find this information useful.

Sincerely,

Sandra Lyon
Superintendent
Santa Monica-Malibu Unified School District
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From: Jennifer DENICOLA [<mailto:jd18@me.com>]
Sent: Thursday, June 12, 2014 10:24 AM
To: Wahrenbrock, Sarah
Cc: Lambert, Lisa; Levy, Nancy; Lieberman, Laurie; Maez, Jan; Lyon, Sandra; Block, Jerry; Herkner, Pamela; Pieper, Yalile; michaelrichardjacobson@gmail.com; seth@jcipr.com; heatherla@me.com; Soniya Perl; jsibert@malibucity.org; Eli Craig; fredrubin39@gmail.com; elaine@erwdesign.com
Subject: Re: EPA Letter & MHS/Cabrillo Summer Schedule

Dear Sandra,

Thank you for sending this calendar. Is there a key to the calendar to explain what things like: "pre-samp/post-samp" means and what it refers to, As well as the details to this plan? Parents need to have a clear picture of what is going on at MHS and our other schools.

I learned last week from the EPA, that they have rejected the Environ plan for MHS and asked that Environ turn in, by July 4th, a full plan to address the PCBs at MHS that inadequately addressed what the EPA outlined in Jan 27th, 2014 and Nov 20th, 2013 letters.

Environ took an extra month to provide this 81 page report to the EPA and then provided a report that was rejected by the EPA on June 4th. Environ must now create a new report by July 4th, which will then require the EPA, the public and Malibu Unites to comment on that report, which could take a few weeks which leaves us at the end of July, which then requires Environ to make changes and resubmit which will lead us into mid Aug... How is full testing and remediation going to occur before the next school year?

Based on this timeline, approved source testing will not occur this summer, let alone remediation. It would be a good time to plan to order portable units for the middle school building for next school year while the rooms violating federal law have not been remediated and the rest of the buildings' materials be properly tested. The USEPA has made it blatantly clear that BMP cleaning is not a scientifically proven method to reduce PCBs. Continuous air testing is not cost effective: A middle school in CT had to pay approx \$50,000, four times a year to continuously test the school. That would be \$200,000 per year, in addition to the BMP professional cleaning fee of approx \$80,000 we paid for less than 20 rooms. This is too much money to keep spending putting a bandaid on a serious healthy concern. The only way to get rid of the PCB problem for good is to test all the sources (as we will have to do anyway for demo of the library building) NOW and make a plan to remove them.

The simple, most health protective and most "legally" protective way for district to protect themselves from liability is to fully and completely investigate, test sources, and disclose all results to all parents. Then it is up to the parents to decide for themselves what is acceptable risk for their own kids, removing any liability from the district. This is what is best for everyone, the district and the students and staff.

Based on the fact that the 81 page PCB plan did not address the TSCA requirements or provide an investigation for PCBs in our school, it poses a question. Would you ask Environ to provide the specific PCB School experience they have? This information will be helpful so we can research how they solved this problem, what worked, what did not, so MHS does not make similar mistakes and we can learn from the experience of all schools that have dealt with this. We have already connected with the schools in NYC and Lexington, CT, Massachusetts and Iowa to get their PCB history and Environ was not hired by any of the schools/districts we have researched. According to Steve Armann at the EPA, we are the first in California to deal with PCBs in schools. The San Fran office created the PCB plan, according to the DTSC, so it would be important to know who is working on this that has direct experience.

We have all spent a great deal of time and energy and I thank everyone on this list for their dedication to this cause.

Sandy, I look forward to your response and finding a mutually beneficial solution for all parties involved.

Respectfully,
Jennifer deNicola

www.MalibuUnites.com

Sign Our Petition to Remove Toxicants from Schools

<http://goo.gl/sKR30F>

On Jun 10, 2014, at 2:55 PM, Wahrenbrock, Sarah <swahrenbrock@smmusd.org> wrote:

<MHS & Cabrillo Summer Calendar 2014_060414.pdf>